IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH AT HYDERABAD

HON'BLE Mr. JUSTICE R. SUBHASH REDDY

Writ Petition No.12729 of 1998

Dated: March 12, 2007

Between:

Pannala Vidyadhari, W/o. P.V. Sastry, aged about 50 years, Occ: Household, R/o. Putrala village and post, Krishna District, and others.

… Petitioners

And

The Station House Officer, Visannapeta, Krishna District.

… Respondent

Order:

This Writ Petition has been filed seeking Mandamus to direct the respondent to provide necessary police aid to the petitioners for implementation of the orders dated 12-04-1996, passed in I.A.No.744 of 1996 in A.S.No.12 of 1995, by the learned II Additional District Judge, Vijayawada.

2. Petitioners are the plaintiffs in the aforesaid suit, which was

filed for declaration of title and permanent injunction in respect of the land admeasuring Ac.5.44 cents in S.No.505 of Vemireddipally village, against one Sri Gollamudi Ramaiah, Morapaku Venktaeswara Rao and Gollamudi Bhushaiah. The said suit was dismissed. Aggrieved by the same, petitioners have carried the matter in appeal before the II Additional District Judge, Vijayawada along with an interlocutory application in I.A.No.744 of 1996 seeking temporary injunction restraining the aforesaid persons from interfering with their peaceful possession of the land referred above.

3. The case of the petitioners is that the learned judge passed interim orders in I.A.No.744 of 1996 permitting them to harvest the mango crop and maintain the mango garden in the suit schedule property. On the ground that in spite of the said orders, the defendants in the said suit were not allowing them to harvest and maintain the mango garden, petitioners have approached the respondent seeking police aid. Their grievance is that no action whatsoever has been taken on their request.

4. This court, while admitting the Writ Petition, by order dated 01-05-1998, passed in WPMP No.15396 of 1998, directed the respondent to provide necessary police help for proper implementation of the orders dated 12-04-1996, passed by the II Additional District Judge, Vijayawada in I.A.No.744 of 1996 in A.S.No.12 of 1995, pending further orders.

5. However, learned counsel for petitioners is not in a position to say whether A.S.No.12 of 1995, which was pending on the file of the court referred above has been disposed of.

6. As much as this court has passed interim orders dated 01-05-

1998, in WPMP No.15396 of 1998, directing the respondent to provide necessary police help for proper implementation of the orders dated 12-04-1996, passed by the II Additional District Judge, Vijayawada in I.A.No.744 of 1996 in A.S.No.12 of 1995, and the said orders have been continuing all along, I dispose of the Writ Petition with a direction that the said order shall continue to operate till the disposal of A.S.No.12 of 1995, if not already disposed of. No costs.

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JUSTICE R. SUBHASH REDDY.

March 12, 2007
MRR